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Date: June 14, 2002



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit : 2171

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Arthur S. Rose, Reg. No. 28,038

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**JUN 24 2002**

## Technology Center 2100

## TRANSMITTAL LETTER

United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

### ATTENTION: APPLICATION BRANCH

Dear Sir:

Enclosed for filing in the above-identified application are:


- (X) An Information Disclosure Statement.
- (X) A PTO Form 1449 with eight (8) references.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

Act 5 Nov

Arthur S. Rose  
Registration No. 28,038  
Attorney of Record

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Stuart C. McClure, et al. ) Group Art Unit 2171  
App. No. : 10/050,675 )  
Filed : January 15, 2002 )  
For : SYSTEM AND METHOD )  
FOR NETWORK )  
VULNERABILITY )  
DETECTION AND )  
REPORTING )  
Examiner : Unknown )

INFORMATION DISCLOSURE STATEMENT

United States Patent and Trademark Office  
P.O. Box 2327  
Arlington, VA 22202

Dear Sir:

Enclosed is form PTO-1449 listing references that are also enclosed. This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37 C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Pursuant to 37 C.F.R. § 1.97(g) and (h), Applicant makes no representation that a search has been made or that the information is considered to be material to patentability. Additionally, inclusion on this list is not an admission that any of the cited documents are prior art in this application.

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**Appl. No.** : 10/050,675  
**Filed** : January 15, 2002

Applicant makes no representation regarding the completeness of this list, nor represents that better art does not exist. Furthermore, applicant makes no representation regarding the accuracy of publication dates for certain non-patent documents listed on the accompanying PTO-1449 published only in electronic form on the Internet, nor can applicant represent whether these documents have been revised, altered, amended or changed since the listed publication date.

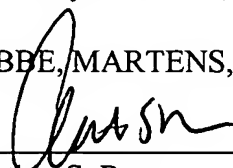
Dated: \_\_\_\_\_

6/14/02

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

By: \_\_\_\_\_



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FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
FNDSTN.013AAPPLICATION NO.  
10/050,675INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT

(USE SEVERAL SHEETS IF NECESSARY)

APPLICANT  
Stuart C. McClure et al.FILING DATE  
January 15, 2002GROUP  
2171

## U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	6,282,546 B1	08/28/2001	Gleichauf, et al.	707	102	06/30/1998
	6,301,668 B1	10/09/2001	Gleichauf, et al	713	201	12/29/1998
	6,324,656 B1	11/27/2001	Gleichauf, et al.	714	37	06/30/1998
	2001/0034846 A1	N/A	Gaul. Jr.	713	201	03/27/2001

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## FOREIGN PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)
	Marshall Beddoe and Christopher Abad, <u>The Siphon Project: An Implementation of Stealth Target Acquisition &amp; Information Gathering Methodologies</u> , Blackhat USA Conference 2001, presented July 11, 2001*, available at < <a href="http://www.blackhat.com/html/bh-usa-01/bh-usa-01-speakers.html">http://www.blackhat.com/html/bh-usa-01/bh-usa-01-speakers.html</a> >.
	Craig Smith and Peter Grundl, <u>Know Your Enemy: Passive Fingerprinting</u> , September 3, 2001*, available at < <a href="http://www.project.honeynet.org/papers/finger/">http://www.project.honeynet.org/papers/finger/</a> >.
	Fyodor, <u>Remote OS detection via TCP/IP Stack FingerPrinting (NMAP)</u> , October 18, 1998*, available at < <a href="http://www.insecure.org/nmap/nmap-fingerprinting-article.html">http://www.insecure.org/nmap/nmap-fingerprinting-article.html</a> > and < <a href="http://project.honeynet.org/papers/finger/traces.txt">http://project.honeynet.org/papers/finger/traces.txt</a> >.
	Fyodor, <u>The Art of Port Scanning</u> , Phrack Magazine, Volume 7, Issue 51, September 1, 1997*, available at < <a href="http://www.insecure.org/nmap/p51-11.txt">http://www.insecure.org/nmap/p51-11.txt</a> >

\*These publication dates are based on those listed on the websites associated with the document. Applicant cannot confirm the accuracy of these dates, nor can applicant confirm whether changes to the documents have taken place after the listed publication dates.

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EXAMINER	DATE CONSIDERED
*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	